

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2004-023458-001 DT

04/13/2005

HONORABLE JANE BAYHAM-LESSELYONG

CLERK OF THE COURT
C. Zent
Deputy

FILED: 04/19/2005

STATE OF ARIZONA

MICHAEL R MORRISON

v.

KELLEY JO VASQUEZ-CUOMO (001)
DOB: 02/04/1963

A DOUGLAS LASOTA

APO-SENTENCINGS-CCC
APPEALS-CCC
DISPOSITION CLERK-CSC
FINANCIAL SERVICES-CCC
MCSO-DIS
RFR
VICTIM SERVICES DIV-CA-CCC

SUSPENSION OF SENTENCE - PROBATION GRANTED

State's Attorney:	Theresa Rassas for Michael Morrison
Defendant's Attorney:	A. Douglas LaSota
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

Based upon the information provided, the Court finds probation is not mandatory pursuant to A.R.S. Section 13-901.01(H). However, the Court finds probation to be appropriate due to the nature of this offense and the Defendant's need for supervision and for drug treatment.

Count(s) 1: WAIVER OF TRIAL: The Defendant knowingly, intelligently and voluntarily waived all pertinent constitutional and appellate rights and entered a plea of guilty.

IT IS THE JUDGMENT of the Court Defendant is guilty of the following:

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OFFENSE: Count 1, amended - POSSESSION OF DRUG PARAPHERNALIA
Class 6 undesignated offense
A.R.S. § 13-3401, 3408, 3415, 3418, 701, 702, 702.01, 707, 801, 802, 901.01(H)
Date of Offense: 08/18/2004
Non Dangerous - Non Repetitive

IT IS ORDERED suspending imposition of sentence and, under the supervision of the Adult Probation Department (APD), placing the defendant on probation for:

Count 1 Probation Term: 3 years

To begin 04/15/2005.

Conditions of probation include the following:

Condition 16 - Restitution, Fines, and Fees:

PROBATION SERVICE FEE: Count 1 - \$50.00 per month, beginning 05/01/2005.

FINE: Count 1 - Total amount of \$1200.00, payable \$50.00 per month beginning 05/01/2005. Surcharges are waived.

Fine is to be paid to the Arizona Drug Enforcement Fund.

ASSESSMENTS:

Count 1: PROBATION SURCHARGE: \$5.00

Count 1: Time payment fee pursuant to A.R.S. § 12-116 in the amount of \$20.00.

All amounts payable through the Clerk of the Superior Court.

Condition 17 - Not consume or drink any substance containing alcohol.

Condition 19 - Count 1: Complete 100 hours of approved community work service at a minimum rate of 20 hours per month beginning upon sentencing.

Condition 21 - Count 1: Be incarcerated in the county jail for 120 day(s), beginning 11/01/2005 with credit for 0 days served.

Report to the APD within 72 hours of release from jail. Comply with all program rules.

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Drug Court can modify or APD can petition to defer or delete this term.

Condition 24 - Participate and cooperate in any counseling or assistance as directed by the APD as noted in the Uniform Conditions of Supervised Probation.

Condition 25 - Abide by the Special Conditions of Probation as noted on the attachment to the Uniform Conditions of Supervised Probation.

IT IS ORDERED granting the Motion To Dismiss the following: None. If applicable to this case, the State will not allege that the Defendant has any prior felony convictions pursuant to A.R.S. §13-604 or that he/she was on probation or parole at the time of offense pursuant to A.R.S. §13-604.02.

Count(s) 1: IT IS ORDERED Defendant self-surrender to the custody of the Maricopa County Sheriff and authorizing the Sheriff to carry out the term of incarceration.

IT IS ORDERED exonerating any bond previously posted in this matter.

Defendant has waived the preparation of a presentence report.

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Defendant's thumbprint is permanently affixed to this sentencing order in open court.

/s/ HONORABLE JANE BAYHAM-LESSELYONG
JUDICIAL OFFICER OF THE SUPERIOR COURT

(thumbprint)